

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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2005 FEB 25 P 3:10

ERIC KELLEY,

Plaintiff,

)

U.S. DISTRICT COURT
DISTRICT OF MASS

) C.A. No. 04-11192-RGJ

)

SHERIFF DiPAOLO, et al.

Defendants.

)

MEMORANDUM OF LAW IN SUPPORT
MOTION FOR A MEDICAL TRIBUNAL.

FEDERAL COURT PROCEEDINGS

John Zamboni, Bitten By Spyder = No diagnosis

Victor Tapp, skin damage, severe burns, constant infections

Henry Espinola; could not breath no oxygen on jail/went to outside roof.

Michael Alim; fell through the floor, no medical treatment

Pastorian Refuse treatment for severely

Infected frosticles and skin rashes

Michael Bepko - I broke my arm in half, I have
a 10 inch rod now placed. I was the victim of
many hours of delayed treatment and transportation

Lloyd Oliver: My emphaxia, bronchitis, asthma is never
treated the pump is always empty of oxygen the vent
do not work I get chest pain and can't breath.

Stephen Kelly - had severe staph infection on
left foot - noticed on Saturday - called C.C.s to
get me to medical // since Friday through weekend -
result - no medical // Sunday morning told me I'd
be put in hospital // so I was taken to hospital /
not permanently sick

Pg #2 (White V. DiPaola et, al.)

parties continued.

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5) **DEPUTY GALITANO:** Is the supervisory jail official in charge of the medical services, called the "H.S.U." (Hospital Service Unit). He has failed to implement qualified, trained staff. He is at all times a defendant.

6) **STAFF DOCTOR:** Is the doctor that inflicted, and medically violated the plaintiff. His name will be added in a discovery motion. At all times he is a defendant.

FACTS OF THE CASE.

7) On or about July 14th. 2004, the plaintiff was sentenced to 3 years at the Billerica H.O.C. (defendants jail).

8) The plaintiff aquired a job in the inmate dining hall. The defendants did not provide adequate footwear pursuant to the "C.M.R." state policy for kitchens. The shoes/sneakers were canvas, cheap rubber "Bo Bos" that cost aprox. 87¢ for the state to manufacture themselves. These sneakers had no arch support and caused the plaintiff a injury that resulted in swollen arches, puffy ankles and imense pain.

9) The plaintiff filled out numerous " Sick Call Slips " to see a doctor. It took two weeks for the plaintiff to finally be seen. This delay worsened, heightned and also exaberated the plaintiffs injury. The plaintiff was in serious pain during the entire wait for medical attention.

10) The plaintiff seen the (Staff Doctor), and he stated, " I am not a Podiatrist, but I'll try anything once"...

①

007-20 - 2310) and I would like

you to make a copy of the above mentioned
document and mail it to me at the address
below. Thank you.

David C. Johnson, Esq.
1000 1/2 Main Street, Suite 1000

+ 1000 1/2 Main Street, Suite 1000
Lynn Haven, Virginia 24342-1000

Please let me know if you have any
questions or concerns about this matter.

Thank you for your time and effort.

At your earliest convenience,

1200 Old Dixie Highway, Suite 200

St. Petersburg, Florida 33701

Long Upcoming Correspondence, and
Collection of signatures on the

Statement of the Plaintiff's Difficulties

William Johnson, Esq. Esquire,

please let me know if you will
be able to do this, and if so, when to file
the complaint with the court.

I am looking forward to your response.

Thank you again for your assistance.

J. S. Johnson, Esq. Esquire

1000 1/2 Main Street, Suite 1000

Lynn Haven, Virginia 24342-1000

757-229-1222

RE I HAD PTA to ready
for you and AS of now
I wanted you to know, and I do
not think that they can be done
you have asked. They will be
and will take a little time.
We're still working on
the other documents and I do
not think they will be done
until probably next week.
So I will let you know when
we get them ready.

Also I have a few
things that I have to do
before I can get back to you.
Peggy needs to do a few things
and then we'll be able to get
them to you.
The other thing is that I have
to get the documents ready
and then we'll be able to get
them to you.
I will let you know when
they are ready.

affidavit

John Zaniboni

I woke up one morning and went to the Infirmary this was a ~~saturday~~-friday I had a small bump on my elbow; it was bothering me. They told me it was a spider bite put me on penicillin and tylenol went back to infirmary on Monday my arm was black & blue from my arm pit to mid forearm and it was very swollen they took me to Lowell hospital for IV antibiotics and they brought me back here that night.

A day or two went by and the swelling and bruising got worse and the pain was unbelievable.

Again I was taken back to Lowell hosp IV antibiotics some shit taken from my elbow blood and poison. Was brought back here with Tylenol[®] for pain. And oral antibiotics After a couple of days the swelling ~~went~~ went down to my hand and the pain was ~~so~~ extreme they took me to Lancer Shattuck hosp in Roxbury they gave me percocet every 4^{hrs} 2 of them and one day out of 7 I was on morphine.

Dear Clerk Mason

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Please file the U.S. DISTRICT COURT
DISTRICT OF MASS
attached affidavits
in support of motion
for Medical Tribunal

Previously filed.

Eric Kelley

No Certificate of Service.
Possible the defendant's
refuse to allow me to
see legal services or
obtain copies

Eric Kelley

2/23/05